# CONFIDENTIAL RECORD SHEET DIVISION OF PERSONNEL B.S.A.

October 26 DATE James Bush Full Name (No initials if you can possibly get full name) 321 N. E. 33 Street Address Florida Fort Lauderdale City Age \_\_\_ (This is important and should be exact) \_\_\_\_ (To be used ONLY when exact age is not Approximate age Protestant Religion Nationality Ambulance attendant - mortician's helper Occupation High school Education Weight 170 Black 5' 10" Color Black Color of hair Outstanding characteristics or interests\_\_ Married or single Single Number, ages, and names, if possible) Wife's name SCOUTING CONNECTIONS: Unit # City Date Reg'd. Date resigned Ft. Laud. April 1970 T 169 Scoute T's Training Award Special recognition Recommended for Confidential File for following reasons: ttempted homosexual acts with Scouts.

Signed

Scout Executive

December 7, 1982

Mr. John H. Malone Director of Field Service South Florida Council, No. 84

PERSONAL AND CONFIDENTIAL

SUBJECT: James Bush

Dear John:

Please excuse the long delay in answering your letter concerning the registration of James Louis Bush, Scout Waster of Troop 169.

We have deleted the registration for Mr. Bush in any positions which we have in this office. We also are re-confirming the refusal of registration in our file, so that any future registrations which come in will result in refusal of registration at that time.

If you find other information concerning Mr. Bush, please do not hesitate to tell us.

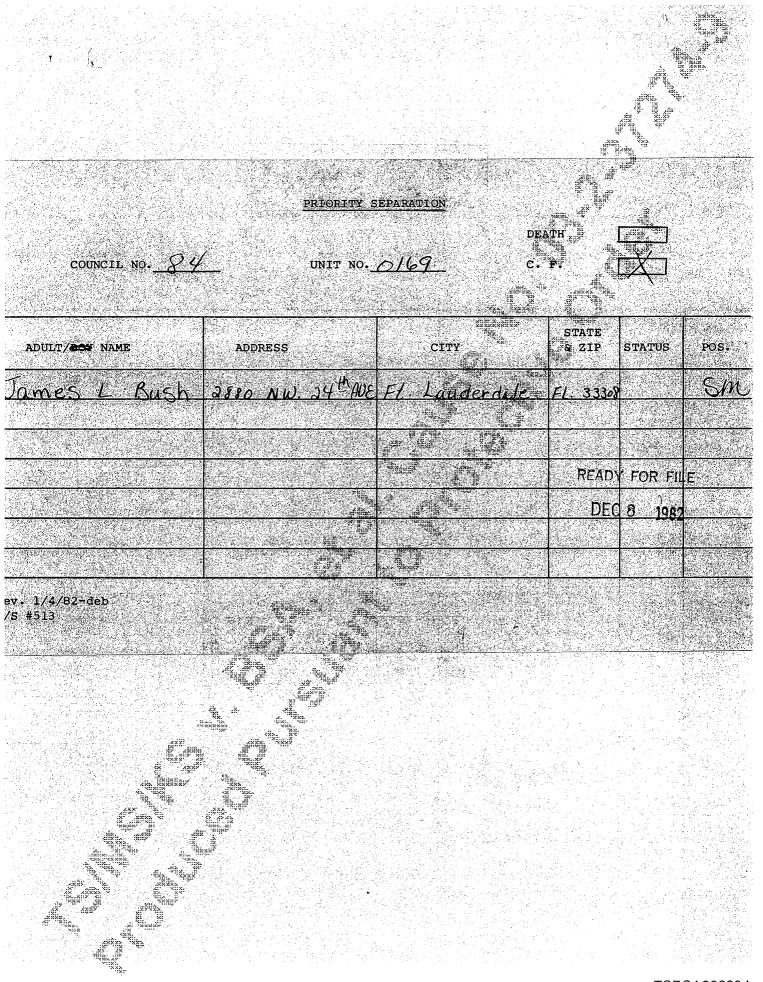
I am sorry that we were hot able to respond to you quicker concerning this matter. Let me know if anything slaw should be done with this case.

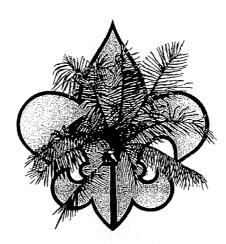
Sincerely,

Paul I. Ernst, Director Registration, Subscription & Statistical Service

WXXXX

cci Southeast Region W. Robert Somers, Area Director, Southeast Ragion





#### SOUTH FLORIDA COUNCIL

Serving the youth of Broward, Dade and Monroe Counties

October 26: 1982

Mr. Paul I. Ernst
Registration, Subscription
and Statistical Service
National Office
Boy Scouts of America
1325 Walnut Hill Lane
Irving, Texas 75062-1296

Dear Mr. Ernst:

-qu<sup>xex</sup>y

It was my pleasure in visiting with you last Friday. Unfortunately, the circumstances were not as pleasant as I would have desired. Nonetheless, the background on:

Mr. James Louis Bush Scoutmaster - Boy Scout Troop 169 South Florida Council - #084

is attached in fetters dated.

April 21, 1978 May 24, 1979 June 8, 1979

and he was placed on permanent probation.

There has been a change in Mr. Bush's situation. Mr. James Louis Bush was charged with Unemployment Compensation Fraud, a felony.

He was convected on July 14, 1981 in Broward County Circuit Court,

Docket Number 81-1382 C-F. He was sentenced to 18 months probation.

His probation ends January 14, 1983. His probation officer is:

Ms. Sue Smith
Broward County Department of Corrections
1-305-782-7030

Boy Scouts of America. Thomas L. Tatham Service Center. 2960 Coral Way. P.O. Box 450099, Miami, Florida 33145
Phone (305) 446-8431. 584-4200 Broward



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Mr. Paul I. Ernst October 26, 1982 Page 2

It is my recommendation that Mr. Bush's registration with the Boy Scouts of America be withdrawn immediately, per our telephone conversation of October 22, 1982. If this action is still accepted, I would appreciate you forwarding to me whatever written directive necessary to fully execute the action on behalf of the Boy Scouts of America.

Thank you very much for your continued support in this important matter.

Sincerely

John H, Malone

Director of Field Service

JHM/ojc

Attachments

cc: W. Ross McGill, Scout Executive Michael W. Casey, III, Council President



SCOUTING/USA

National Office—Boy Scouts of America

\$22×32

North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

Uper to the Synan 5/8/78

April 21, 1978

Mr. Robert Kilmer
Scout Executive
South Florida Council, No. 84

PERSONAL & CONFIDENTIAL

SUBJECT: James Bush

Dear Mr. Kilmer:

You recently sent us the Scouter application for James Bush, 2880 NW 24th Avenue, Fort Lauderdale, Florida, to serve as Scoutmaster of Troop 169 in District 3. We regret to inform you that we cannot accept Mr. Bush's application.

When informing Mr. Bush about this, simply tell him that the National Council does not wish to accept his registration in the Boy Scouts of America. If Mr. Bush should raise any questions as to reason, you might indicate to him that registration in the Boy Scouts of America is a privilege and not a right and that the National Council reserves the prerogative to accept those individuals it feels will best serve the interests of the organization.

Please submit another application with fee for the replacement of Mr. Bush as Scoutmaster. Please be sure to attach the enclosed referral slip with the new application so that it comes directly to our attention and we can release this unit without further delay.

Sincerely,

Paul TagErnst, Dfrector

Registration & Subcription Service

ENE CREDIT SOREFERRAL SLIP



#### National Office-Boy Scouts of America

North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

May 24, 1979

Mr. Robert Kilmer Scout Executive South Florida Co. No.84

PERSONAL AND CONFIDENTIAL

SUBJECT: James Bush

Dear Bob:

You may recall the correspondence you and I říad appřežímately a year ago in regard to the above Scouter.

Mr. Bush's registration was approved and he was placed on permanent probation.

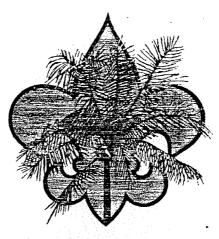
Since one year has elapsed, we would appreciate it if you would be good enough to write us a letter regarding this man's character and leadership performance.

Thanks very much.

Sincerely,

Ernst, Director Registration, Subscription and Statistical Service

af



#### SOUTH FLORIDA COUNCIL

Serving the youth of Broward, Dade and Monroe Counties

June 8, 1979

Mr. Paul I. Ernst, Director
Registration, Subscription & Statistical
Service
Boy Scouts of America
North Brunswick, N. J. 08902

Subject: James Bush

Dear Paul, .

Your inquiry to Mr. Kilmer of May 24 has been referred to me for response.

I have discussed the subject with the field director who is knowledgeable about the history and I am to understand that there has been no appreciable change in the situation during the past year.

To recall the status of last year, I am enclosing a copy of a memorandum from our file on this matter.

Sincerely,

Glenn E. Alexander Director of Field Service

GEA: CD

encl

Boy Scouts of America. Thomas L. Tatham Service Center. 2960 Coral Way. Miami, Florida 33145

#### PERSONAL AND CONFIDENTIAL

#### MEMORANDUM

May 11, 1978

SUBJECT: MEETING WITH IN REFERENCE TO JAMES BUSH'S APPLICATION AS SCOUTMASTER OF TROOP 169

Yesterday I met with product, Principal of Wingate Oaks Center, at 4:00 p.m. at the Holiday Inn, Intersection of State Road 84 and I-95, to share with him the letter from Paul Ernst in regard to the National Office's refusal to accept Mr. Bush's application.

I outlined in the beginning of our conversation that I was simply bringing him up-to-date in regard to the letter and informing him of his duties as the head of a sponsoring institution. Those duties, as sponsor, include furnishing a meeting place and providing leadership. He stated that he was only asked to provide a meeting place as the leadership obligation was never discussed by Mr. Bush.

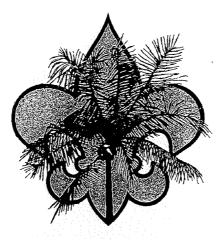
After reviewing the letter, I informed him that as head of the sponsoring institution he had the authority to replace Mr. Bush if he so desired. He immediately said that he could not make a decision based on the letter and his lack of knowledge of his duties as sponsor.

He added that his school was located in a high-crime area and that he had good relations with the community people and desired to maintain those good relations. He also expressed a fear of reprisal against the school if he asked Mr. Bush to resign. I thanked him for his interest and time as sponsor and as a Webelos leader and father of a Webelos Scout and concluded by asking him to keep our conversation confidential. He agreed to do so as we left.

Submitted by

HB/pt JAMES BUSH'S File Copy.

Harry Bynum Field Director



### TH FLORIDA COUNCIL

Serving the youth of Broward, Dade and Monroe Counties

June 8, 1979

Mr. Paul I. Ernst, Director Registration, Subscription & Statistical Service Boy Scouts of America North Brunswick, N. J. 08902

> ðames Ba Subject:

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Alexander

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Boy Scouts of America. Thomas L. Tatham Service Center. 2960 Coral Way. Miami, Florida 33145

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#### PERSONAL AND CONFIDENTIAL

#### MEMORANDUM

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Submitted by

JAMES BUSH'S File Copy Field Director

Harry Bynum

May 24, 1979

Mr. Robert Kilmer Scout Executive South Florida Co. No.84

PERSONAL AND CONFIDENTIAL

SUBJECT: James Bush

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Thanks very much.

Sincerely,

Paul I. Ernst, Director Registration, Subscription and Statistical Service

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### DIŞTRIÇT NÖ. COUNCIL NO. **IDENTIFICATION QUESTIONNAIRE** 84 **4/18/78 RETURN PROMPTLY TO:** Registration and Subscription Boy Scouts of America (MARKED PERSONAL AND CONFIDENTIAL) JAMES BUSH SCOUTER. 731 4310 2880 NW 24 AVE., FT. LAUDERDALE,FL TELERHONE NO. ADDRESS. EVER SERVED IN TR 169 in 1970? AS SCOUMASTER? FES TO BOTH QUESTIONS Children \_\_\_\_\_Names and ages. Education, Occupation BROWARD Bus -ANSWER ALL QUESTIONS IN SHADED AREAS AND AS MANY OTHERS AS POSSIBLE-No. 28-906

#### MEMORANDUM

May 9, 1978

TO:

L. R. KILMER

FROM:

FRANK WARNHOFF

SUBJECT:

THE PERSONAL AND CONFIDENTIAL LETTER ON SCOUTMASTER JAMES BUSH

NATIONAL REGISTRATION SERVICE, APRIL 21. 197

Last evening I met with Mr. Bush and informed him that his registration was not acceptable to the National Council. He assured me that until this problem was resolved, he would turn Troop 169 over to one of his committee members whose application will be forthcoming.

Mr. Bush also asked how he could check on what the problem was with his application and I referred him to the Director of Registration and Subscription Service at the National Office.

Costa Harry Bynum



A Program for Cub Scouts, Scouts and Explorers

#### South Florida Council

Thomas L. Tatham Service Center Post Office Box 450099, Miami, Florida 33145 Telephones: Area Code 305 Broward 584-4200 Dade/Monroe 446-8431

May 12, 1978

Good Morning Paul:

Attached you will find copies of everything we James Bush file along with an additional memorandum sent to me by Field Director Harry Bynum after our conversation with Mr. head of the sponsoring institution

Robert Kilmer Scout Executive

LRK: ama Encl.

Mr. Paul I. Ernst National Director of Registration and Subscriptions Boy Scouts of America National Office North Brunswick, New Jersey 08902

> Serving the youth of Broward, Dade and Monroe Counties. Supported by "Friends of Scouting" and the general public through the UNITED WAY.

SERVICE CENTER LOCATION DORMAN MAY 1 7 1978

#### PERSONAL AND CONFIDENTIAL

#### MEMORANDUM

May 11, 1978

SUBJECT: MEETING WITH

JAMES BUSH'S APPLICATION AS SCOUTMASTER

IN REFERENCE T

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Submitted by

HB/pt JAMES BUSH'S File Copy Harry Bynum Field Director



#### BOY SCOUTS OF AMERICA

North Brunswick • New Jersey 08902 • 201 249-6000

INTRAORGANIZATION COMPUNICATION

BOY SCOUTS OF AMERICA

Mr. William H. Hofmann Scout Executive' South Florida Council #84 Miami, Florida

Dear Bill:

We have just received the attached from Tr. James Bach and are forwarding it to you as we did the letter from one of the Scouts, Senior Patrol beader in Troop 169, Larkdale Elementary School.

I hope that whatever outcome is achieved, will be to the best advantage of all concerned.

Sincerely yours,

Jøseph M. Thomas

Director

Education Relationships

JMT:mh
Attachment
cc: Region Si

Fort Laukaraale Flags 33308 Floriaa

2960 Coral Way
Miami Florida
33145 Florida

BOY SCOUTS OF AMERICA

NOV 17 1970

lets descusso

pear Mr. Hofmann:

ESING UP

name is James bush I was the scoutmaster of troop 169at Larkdale School but asked to resign by Mr. booker he & Mr. c. Wyatt Stated that Two men & two r people tole him that I had token the coys to the thunder bird driveing & that I had homosexual some or one of the boys that is not I will meet with the parents & Dr. Lawerstaht you want to get & far the fee mydelf alos I oe willing to take a Polygraph test that this is not frue I know how this about & home sayed it I would like to clear myself of this & all Ect. that been made it is true that I am fun of the joo I had & the boys also I spend cate deal of time with the boys only at the parents request when we go camping it are 3 or Four other Adults their also officers Spire of the Oakland Park mile Police bept. Can help clear this matter up I am asking you if you would me have a chance to prove this & to be reinstated to work with the Boy Scouts merica if not with 169 some other (that you perfure & tell me what to do & some to work beside me & I will show you that these act are not true for if I have a worng I will be willing to take the punishment comeing to me.

Yours for better scouting James Bush
321 N.E. 33 St. Bort Lauderdale Elorida

33308 Florida

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## Freeman Funeral Home

"An Institution with a Soul"

231 N. W. 10TH AVENUE . P.O. BOX 1125

POMPANO BEACH PLORIDA 33061

Mr.Hoffman 2960 Coral Way Miami, Florida

#### Dear Sir:

I have ben working with the south Florida Council for five years or more, but doing the month of October I rectived letter from the Council office stateing that I was dissmiss from the Boy Scouts & of America, becase some parents had call the Council office & stated that I had taken there sons out camping & that I had homosexh these boys! this is not true " I am not resking you or any of your office worker to over look a mater like this that I am invole in or no oneeles, But I am asking you to please hear both sides of m the remarks that were made to your office about me. I thank that any man or what ever I am in the eyes of some peoples should have a chance to talk to you about this Ihave mail one letter to you but as of this date I have not heard from you weather or not i may meet with you & talk this mater over, I belive that a man is not guilty untill he is proven guilty if this be the caes I ask of you & the parents to dispose of me & all man kind. If I may be or have a charge to see toout this I will be gratefull.

Sincerly Yours:

James Bush

Louis 12

Mr. Hoffman 2960 Coral Way Miami, Florida

Dear Mr. Hoffman I would like to meet with your & your staff, about a remark or remarkes that were made to your office involes me, so that you may be aware of what I am talking about the Principal of the Larkdale liem. School had tole members of your staff that I had homosexual the scouts in the troop & that I had taken there dues that were paied and used them for my on us myself & some of the parents that had boy in the troop at this time would like to know if you would meet with us to fook in this mater deeper as I have sayed in the other three letter, I did not do this I cannot prove this without your help if you will help us in this mater Please wright me back at 321 N.E. 33 St.

53308, Florida

Yours for Better scouting

James Bush

Thank You:



National Office—Boy Scouts of America

Mark, sind of Bob's Check this out of Short Mills

North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

TO: Scout Executive

#### PERSONAL AND CONFIDENTIAL

The individual whose name appears on the enclosed Identification Questionnaire is applying for registration through your council. We cannot determine whether this is the same person as one we do not wish to register.

In order that we may settle this question, I would appreciate your supplying the information asked for.

Please use discretion in obtaining information so that no injustice will be done to the person. We recommend that you make no reference to the Confidential File. On the basis of bringing training records up-to-date or any other reason you wish to give, simply determine as best you can the answers to the questions.

We will hold the application in our pending file until we hear from you. Please inform your Registrar that the certificate for this individual will be delayed.

Paul I. Ernst; Director Registration & Subscription Service

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kr Enclosure

	84	DISTRICT NO	tr 169	.(y'
RETURN PROMPTLY TO: Registration and Subscription Boy Scouts of America	DATE	4/18/78		XXX XXX XXX XXX XXX
(MARKED PERSONAL AND CONFIDENTIAL)				
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#### BOY SCOUTS OF AMERICA

55300

REFER To your Transmittal of Registration and Subscriptions No.\_ Unit, Additional Enrollment, Council/District Roster No. Date HAND SUBSCRIPTION SERVICE

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Members (transfer) @	
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☐ Transfers must pay \$.50 each. Expiration	on given We have
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☐ Correction made per your letter  No reply to our defective registration notice.	ce dated
Form 30-308 must be approved by Nation	nal Personnel Service before Registration can be processed.
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National Office—Boy Scouts of America

North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

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April 21, 1978

Mr. Robert Kilmer Scout Executive South Florida Council, No. 84

PERSONAL & CONFIDENTIAL

SUBJECT: James Bush

Dear Mr. Kilmer:

You recently sent us the Scouter application for lames Bush, 2880 NW 24th Avenue, Fort Lauderdale, Florida, to serve as Scoutmaster of Troop 169 in District 3. We regret to inform you that we cannot accept Mr. Bush's application.

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Please submit another application with fee for the replacement of Mr. Bush as Scoutmaster. Please be sure to attach the enclosed referral slip with the new application so that it comes directly to our attention and we can release this unit without further delay.

Sincerely,

Paul Frest, Director

Registration & Subcription Service

ENL: CREDIT & REFERRAL SLIP

#### MEMORANDUM

May 9, 1978

TO:

L. R. KILMER

FROM:

FRANK WARNHOFF

SUBJECT:

THE PERSONAL AND CONFIDENTIAL LETTER OF SCOUTAR

NATIONAL REGISTRATION SERVICE

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53308 Florida 33308 Florida

DEar Mr. Thomas: I understand that one Source Mont were Coursein Scoot waster after the Parent See Thy can get me take a Stand to # desiced to wight reinstated as 2 Coutmos tor I don't now what went you my self on between me willias to the miami office but after talking to the boys to their parents I am asking you the Local Council to help me by tein stated I am sorry for the conduct me I hard to corner this mostake me to hove a pay tember I remold the more with you volver offices to give me a 2 month problem this Miss enderstanding with your a Chance to Prove that I am bring a leader train & Syears as the with law 169 & the.



Registered Mail Return Receipt Requested

October 19, 1970

Mr. James Bush 321 N. E. 33rd Street Fort Lauderdale, Fla. 33308

Dear Mr. Bush:

Flease be informed that your registration as a volunteer in the Boy Scouts of America cannot be accepted. Therefore, you will henceforth cease and desist all connections with the Boy Scouts of America and the South Florida Council, Inc.

Sincerely,

Director of Field Service

WRB/mit

November 12, 1970

Mr. James Bush 321 N. E. 33rd Street Fort Lauderdale, Florida 33308

Dear Mr. Bush:

5312 , 21

It was good to receive your letter and to know that you are interested in continuing with a leadership responsibility in Scouting

I am forwarding your letter to Mr. William H. Hormann, Scout executive of the South Florida Council in Miami. Doubtless, he will have one of the council staff men look into the matter you referred to in your letter.

In addition to the Scout office, I am sure that your local officers will contact the institution that sponsors your unit so that the responsible people there may be aware of your desire to continue in couting. These are the people who must make the final decision with regard to the Boy Scout troop and its ongoing program and leadership.

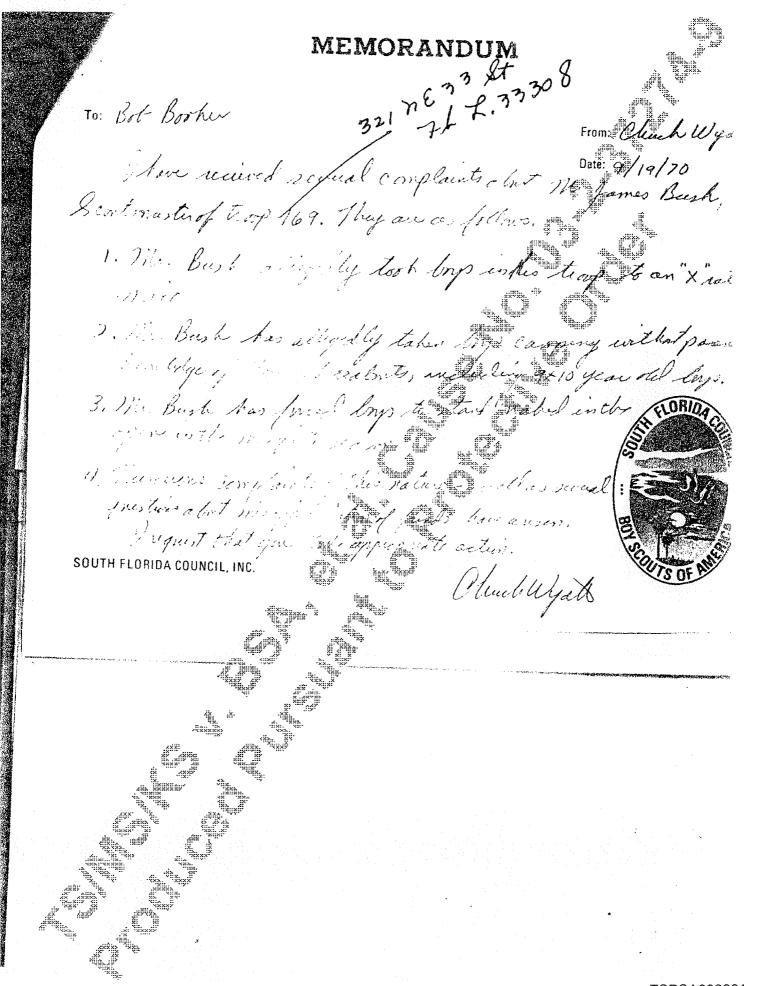
I trust that in the end the inal decision will best serve the boys who are anxious to move forward with a good troop program.

Sincerely yours,

Joseph M. Thomas Director Education Relationships

JMT:mh
cc: William H. Hormann, 3.E., Cl. #84

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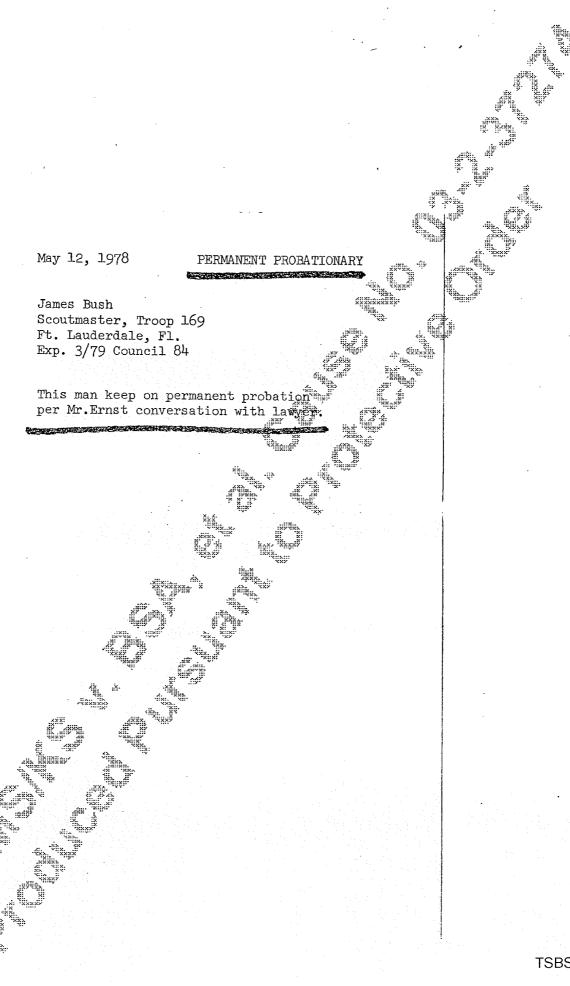


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was slagging in a tent with Mr. James Beach. My Don has enformed that Mil. Bush make Amorecant advances tout him, My on said he felt his yentals and when told to step the did not until he turns were fred him. at that point no. Bush de My by. Mes witness Charles Augetto De

a parent of their two or thee meeting. (1)

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#### National Office—Boy Scouts of America

North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

April 21, 1978

m. Ernst talked will our attorney (m. fack)

Mr. Robert Kilmer
Scout Executive
South Florida Council, No. 84

PERSONAL & CONFIDENTIAL

SUBJECT: James Bush

Dear Mr. Kilmer:

You recently sent us the Scouter application for James Bush, 2880 NW 24th Avenue, Fort Lauderdale, Florida, to serve as Scoutmaster of Troop 169 in District 3. We regret to inform you that we cannot accept Mr. Bush's application.

When informing Mr. Bush about this, simply tell him that the National Council does not wish to accept his registration in the Boy Scouts of America. If Mr. Bush should raise any questions as to reason, you might indicate to him that registration in the Boy Scouts of America is a privilege and not a right and that the National Council reserves the prerogative to accept those individuals it feels will best serve the interests of the organization.

Please submit another application with fee for the replacement of Mr. Bush as Scoutmaster. Please be sure to attach the enclosed referral slip with the new application so that it comes directly to our attention and we can release this unit without further delay.

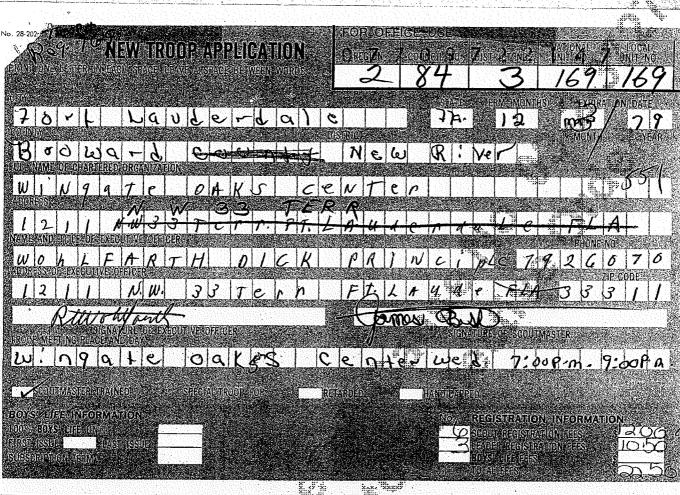
Sincerely

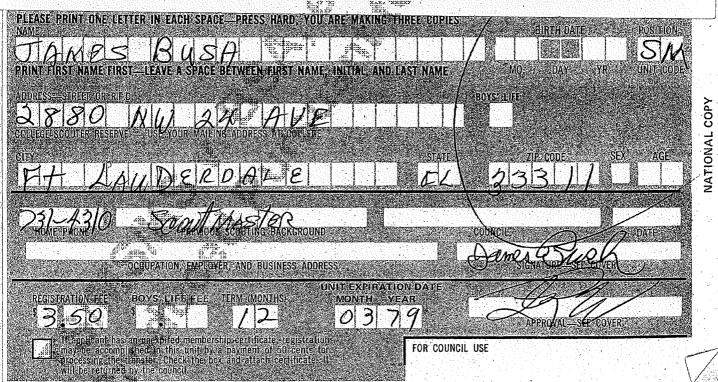
Paul 1. Ernst, Director Registration & Subcription Service

ENL: CREDIT & REFERRAL SLIP

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### National Office-Boy Scouts of America

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North Brunswick, New Jersey 08902 Telephone: 201 249-6000 TWX 710-480-6262

April 21, 1978

16-305-446-8431

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During whenterope & Holf SECTION BR .

The Miami Herald Thursday, March 18, 1976

"I want to forgive the people who sent me to jail and yet I feel bitter that justice was not done."

-James Bush ex-scoutmaster

# Te's Found Innocent

Bush was convicted in 1974 of assaulting a 7year-old boy in his charge during a Boy Scout campout in Lauderhill. He was charged with sexual molestation after the boy told his parents he had been attacked by Bush while they and three other members of Fort Lauderdale Troop 332 slept in a tent at a wooded Lauderhill campsite.

The boy's parents notified Lauderhill police, who questioned other troop members at the campsite. One 13-year-old boy said he had also been attacked on a previous occasion by Bush. The boy later recanted that testimony, saying he had lied and that Bush may just have been rolling over in his sleep when he bumped against him.

Bush had no record of homosexual activity. At the time of his arrest, he was engaged to a Pompano Beach woman.

AT THE SEPTEMBER 1974 trial, the prosection's doctor found no evidence the victim had been attacked. Bush said his lawyer did not call the many character witnesses he requested.

After the six-member jury found Bush guilty,

Circuit Judge M. Daniel Futch ir sentenced Bush to 12 years' hard labor of a 15-year narrhum sentence. An appeal in November 1975 was unsuccessful.

After the appeal failed, however, 13 year old boy recanted his testimony and Public Defender William Herring took over the case.

A new trial took place early this year. After the trial, Judge Futch and the Broward State Attorney's Office agreed that Bush would go free if he could pass a lie detector test. Bush took the test Monday and was released from jail Tuesday.

The 10th-grade dropout, whose case was championed by several members of his church group, criticized some of the people involved in his initial trial, including Judge Futch and his former attorney, Norman Zimmerman.

Futch was, not available for comment on the case. Zimmerman, who was charged with "incompetency" in a review petition filed by Bush's new attorney, had no comment Wednesday. He said he could not remember if he had directed Bush not to take a lie detector test before his first trial in 1974.



Thursday

"I want to forgive the people who sent me to jail and yet I feel bitter that justice was not done.

# Jailed, He's Found Innocent

And PAT SEALEY Herald Staff Writers .

James Bush, a 27-year-old former scoutmaster who spent more than five months in jail convicted of a homosexual assault the court now says he never committed, enjoyed his first full day of real freedom Wednesday after he passed a lie detector test and charges against him were dropped.

Bush said his first thoughts were to regain the \$3.75-hourly job driving a school bus he lost two years ago because of the charges.

But he also said he was bitter over what he called a 30-month ordeal to prove his innocence.

"I want to forgive the people who sent me to jail," Bush said, "and yet I feel bitter that justice was not done.

"RIGHT NOW, I just want to clear my name. I don't know if I want to be a scoutmaster again, but . I want them (the Boy Scouts) to know about this incident. I feel the School Board should give me my THE RESERVE THE PROPERTY OF THE PARTY OF THE

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## Man Wrongly. Convicted of Assault to Seek Scout Post

A former Boy Scout Master conclude go free but if he failed he would victed of sexual assault on a 7-year served the full 12-year sentence old member of his troop nearly by the repush passed the test and was treed years ago and released from justified. Wonday week after passing a lie detector test says he will seek reinstatement in the Boy Scouts.

James Bush, 27 said Wednesdayth would div. to return to the life he led priors to hiss September, 1974 con viction.

'I just hope to try and get my job back as a school bus driver and get the Boy Scouts to reinstate me and to clear my name, he said Public defender William Herring

has filed a motion to expunge Bush's prison record. He served a total of four and a half months of a 12-year

prison sentence?

Bush, Scoul Master of troop 332, was convicted. Sept. 348, 1974, of sexual assault on a youngster during a November, 1973 campout. The boy, one of four to share a tent with Bush. told his parents he had been sexually attacked. During police questioning of the other youngsters in the tent and year-old said Bush had molested him

in a previous campout. \*\* \*\* \*\*
An appeal of the convictions was rejected and Bush returned to prison at a Tallahassee road camp until Henring won a new bearing in January before Circuit Judge Daniel Entch Futch,

Herring had obtained a statement from the 15 year old boyain which the boy activitied he had hed to police and that all guist did was hump up against him rulhs steep. Under questioning in the hearing, the voningster was uncertain about his strightal story and

FORT LAUDERDALE: Fla (UPI) detector test/saying if-Bush passed he

included obtaining excessive loans 3 of sometimes by bribing loan officers; --as swindling investors in second mortgages; and looting legitimate businesses by refusing to pay suppliers or stealing deposits on purchases for real estate such as condominiums.

WEDNESDAY, MARCH 17, 1976

9 Sections, 190 Page

Organized crime in Florida loper ates in illegal gambling, labor racketeering, extortion, loansharking w by charging annual interest rates. Bush said as he thanked

up to 240 per cent — drugs, prosti William, W. Herring for rution and other traditional areas, the er. Herring's appeal was: council said. **发现在实现的形式,但还有关的**的



# eader From .

Bush wants to rebuild his

possible coming from a utch has a reputation for Triuse hope to try to get us driver, and get the Boy. nd to clear my name," he

has filed a motion to have

Bush's prison records "expunged" and his prison inmate number erased from state records

Because of Judge Futch's order vesterday, Bush won't have to return to shoveling in the for sun as a member of an heavily guarded inmate work crew our of the Tallahassee Road Pylson.

A 10th-grade dropout and volunteer worker for Bush, who was living with his mother state Division of Youth Services, Bush, was, scoutmaster of Troop 332 in northweet For Lauderdale when the group went on a campout on Now 16: 1973 cm a wooded area near the 6700 block of NW 45th Street in Laudernill

After the usual talk of since in interest

boys bedded down for the night in several to Bush had four boys in his tent, including the 7 v old boy whose father Bush had asked earlier day to take home because the boy was ill.

The boy was taken home the followings d which time he told his mother he had been

Hush, who was living with his mother and family and wa engaged to a 23-year-old Pompano. Beach woman, had no record of homosexual activity ty, and in fact, was known among his acquains tances, they restified later, as a dedicated religion

Continued on Page 9A, Col. 1

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state

Dade

# **Lie Test Frees** Scout Master

Vednesday, March 17, 4976. \_ 9A

### In Sex Case

(Continued from Page 1A)
Police arrived at the campsite on the afternoon of Nov. 17, taking the boys who had slept in Bush's tent the previous, night one by one into a squad car-for questioning. A 13-yearold said Bush had molested him at a similar campsite six weeks earlier.

In the 10 months before his case went to trial, Bush said he wanted to take a lie test and waited for police to give him a polygraph examination, but that they never did.

Bogenschutz, however, said that the day before the Sept. 18, 1974, trial, Bush was offered and refused a lie detector test.

At any rate, the six-member jury deliberated only about two hours before finding him guilty.

Bush couldn't understand it, he said. The prosecution's doctor found no evidence that the victim was at-racked. Bush's attorney, Norman D. Zimmerman, did not call the many character witnesses Bush had asked " him to use, despite the \$500 fee, Bush 34 said.

Then on Oct. 24, Judge Futch sentenced Bush to 12 years at hard labor, almost\_the\_15-year\_maximum\_for\_ag first offense.

Bush went to jail until mid-December when a \$5,000 appeal bond set him free. He was free until Nov. 17, 1975, when the Fourth Districit Court of Appeals found nothing wrong with the original trial and denied his appeal. He was then sent to prison.

Bush's appeal was led by a Willon

Manors woman and about 100 Bush, partisans from black and white churches she said, who did the leg work going over Bush's case.

Crucial to the appeal was the 13-year-old boy who claimed Bush had sexually assualted flug six weeks before the 7 year old boy was alleged. ly assaulted. ÉKKKUÁP KKKKKÁP

The 13-year-old youth subsequent ly recanted his testimony and signed a statement saying

"At the trial for Mr. Bush i lied and said that Mr. Bush had tried to do something like this to me when we were on another camping frip once. I teally don't know that he meant to do anything nlike, that All that Lee went to be the All that Lee went to be the man to be the man in the man in the have been e three of transitionpries in get I med this cappeal officient cuspended wordpred relie that it was sent to pris-on instead of a mental thospital), Herring took over the case from Zimmerman and, armed with the new festimony from the 13 year-old boy, filed a motion asking Futch to vacate the sentence.

And, in his 28 page pention, Her-ring charged Zimmerman with 'gross incompetency' by allegedly not preparing the defense sufficiently and not safeguarding Bush's rights during the trial So, in mid-January this year, Bush was taken from prison to the county jail to await the hearing, and the fact the sold re-

'1 got to thinking about the 138 X have carried a lot of weight with the jury, so I thought the guy (Bush) should have a new hearing." Fittel said today year-old's new testimony. It impist

a With a packed courtroom of Boshe activists looking on — and this find of all the witnesses were called — Furth arrows a strong role in questioning with the session of the ses

;sAlnder questioning by the judge.\ ndl 13 year old youth seemed to go i back to his original story of an alleged attack, but Butch reserved rul-

reged attack, but Figure reserved full in property to ponder the case.

In the reserved full and Bogenschutz called Herring and said Bush could go free if he passed the polygraph examination, though the judge said he would send Bush back to prison for the full 12 years if he to prison for the full 12 years if he falled

r Bush was hesitant to take the test. according to Bogenschutz, and asked the think about it over the weekend.

Fittle kind soff amazed me that he wanted the think it over. He had nothing to lose by taking it and every thing to gain — his freedom — if he did; Rogenschutz said 🐵 🗀

consented and consented and said Busines of Consented and said Busines of Consented and State of Consented and Sta Bush Consented and passed the test with ease Officials said Bush was as work so the mining best stiffers to do the all the po what!

memence and ne-up the most amount of the year and the make repairs on a major treup decision to to make repairs on a major treup on the members of the membe the t One of the reasons for the classic fleup Thyolnwob nit bestreament of the annotation of t sai 900 ni begbew 10g 1 sa seinnim 02 vlased en ni begindinaare read ernei od nwohwob ni besindinaare read ernei od normally takes about 10 to 15 minutes by kip I made Monday krom the Fort parking lot to Le Club Infernational It mormally takes about 10 to 15 minutes TRICKLES out of my ears and nose as



Cub Scout, Scout and Explorer programs

Thomas L. Tatham Service Center

2960 Coral Way Miami, Florida 33145

March 19, 1976

Mr. Paul Ernst, Director National Registration and Subscription Service, BSA North Brunswick, N.J. 08902

Dear Paul:

Enclosed are two Identification Questionnaires with our apologies for their tardiness. Also enclosed are copies of newspaper stories which have appeared recently regarding Mr. James Bush. This incident took place before the present administration and consequently none of us are familiar with the particulars of the original case. Undoubtedly you do have a file on this case and the clippings should be added to it.

We have not asked for any materials directly from the court. But if you feel you should have them, we will be happy to do so. Please let us know what your reaction to this material is.

Some of our Scouters privately feel that this man was cleared on a legal technicality. We would appreciate knowing what our stance should be in the event Mr. Bush does persue reinstatement.

Rehald A. Phillipp Scout Executive

RAP:mar

Enclosures

24 hour phone service: Dade 305-446-8431 Broward 305-584-4200

Serving the youth of Broward, Dade and Monroe Counties, Supported by Sustaining Members and the UNITED WAY.



November 4, 1970

Mr. William H. Hofmann Scout Executive South Florida Council, No. 84

Lee J. Leshaw and James Bush

Dear Mr. Hofmann:

Thank you for the confidential record sheets and the correspondence concerning the above two men. We have placed this information in our file and have taken steps to delete Mr. Bush's name.

This information will enable us to identify both men, should they

ever again attempt to register in the Scouting program.

Sincerely,

Earl L. Krall, Director Registration and Fulfillment Service

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10/20/70 was sleepeng in a My son; tent with Mr. James Bush. They son has informed that Mr. Bush made homoremal advances town him, My son said he felt his genetals and when told to stop he did not until he turned were and foud him. at that point Mr. Bush ceaned the by. Mrs witness Charles Allyato 00

169, a lots of Problems was brought up to two or three meeting. (1) Mr. Bush taking to hop to unfit recuies. (2) Mr. Bush feeling on the large lays.

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